

**MINUTES OF
CITY OF DUVALL
COUNCIL MEETING
November 9, 2006
7:00 P.M. - Duvall Fire Station**

Council Workshop 6:00 PM: 2006 Comprehensive Plan Amendments

The City Council Meeting was called to order by Mayor Ibershof at 7:00 P.M.

Council Present: Gérard Cattin, Jeffrey Possinger, Keith Breinholt, Dianne Brudnicki, Gary Gill, Heather Page, Glen Kuntz.

Staff Present: Dianne Nelson, Glenn Merryman, Mike Fisher, Lara Thomas, Todd Hall, Alana McCoy, Bruce Disend, Jodee Schwinn.

I. Additions or Corrections to the Agenda:

Under Consent Agenda add: Payroll in the amount of \$169,305.97; Claims in the amount of \$86,894.27; Under Council add: Councilmember Heather Page, Councilmember Keith Breinholt, and Councilmember Gérard Cattin. Amendment to the October 26, 2006, council minutes: Per Councilmember Breinholt, please note the following addition to his Council Report on the October 26, 2006, minutes: "The trend in King County is for smaller lots, tighter zoning and residential developments over commercial space. In light of this trend recent developments such as the South UGA Annexation provide a service to our growing community that is necessary for our viability." Under Staff Reports: move Chief Merryman and Chief Lambert to the give their reports first.

II. Adoption of Council Agenda:

It was moved and seconded (Possinger-Brudnicki) to adopt the 11-9-06 Council Agenda. Carried. (7 ayes).

III. Comments from the Audience:

Amy Beal, 28221 NE 146th St., Duvall, Cedars of Duvall Park Chairperson. She is asking for the Council's consideration in the rehabilitation of Hix Park. She thanked Mayor Ibershof for attending one of their homeowner's association meetings, and giving them some ideas on how to proceed with this request. She explained that the two adjoining neighborhoods, The Cedars and Cameron Park, have formed a committee and feel that a complete renovation is necessary for the park. They addressed a number of items at the park that are falling apart, outdated, and/or unsafe. They presented Council with a letter and a list of things they would like addressed at the park, as well as, a draft

work plan for the park. She said with the City's help, they look forward to planning and creating a great new park for the community.

Jason Walker, 28215 NE 146th St, Duvall, resident of the Cedars of Duvall and Landscape Architect, provided the Council with a written budget to address the planning and design components to create a new park on the existing park site. He proposed that if the City Council were to authorize the survey that is referenced in Phase One of their proposal, he would donate his time to prepare both the preliminary and refined masterplan concepts to take the project through to Phase Two.

Don Kimble, 27515 NE 140th Place, Duvall, stated he attended a City Council Meeting last month regarding Big Rock Road aka the "Duvall International Raceway." He said he has not had a chance to talk to anyone from the city so he is back to make a public statement that he will get an active group from the community to get really involved in this, because the issue is not going away. He has a real concern with the proposed annexation, and the increased traffic that it will create. When you turn around and start adding all of the homes, and the college, nothing he can see is being done to address what he feels is a major traffic problem on the south side of town. He'll be back to every Council Meeting and bring more people if he needs to. He said he looks forward to hearing Council's comments.

Dick Petrich, Sno-Valley North Little League (SVNLL) President, announced that SVNLL is celebrating its 20th year. He gave some history and an update on SVNLL. He explained how the organization continues to grow and offer opportunities to the youth in the valley. He said last year the league entered into an agreement with the City to further develop the complex at Big Rock and they are still very committed to, and look forward to, that partnership with the City of Duvall. He emphasized that the development of the Big Rock facility isn't just important to Little League, it is very important to the whole community.

IV. Approval of Consent Agenda:

It was moved and seconded (Page-Breinholt) to approve the consent agenda which included Payroll in the amount of \$169,305.97; Claims in the amount of \$86,894.27; and the amended Council Meeting Minutes of 10/26/06; Carried. (7 ayes).

V. Presentation: None

VI. Scheduled Items:

1. Mayor: Mayor Ibershof thanked everyone for all of their extra effort during the significant flooding that occurred earlier in the week. He reported that a debriefing will be scheduled in the near future for everyone involved in the emergency operations and response to the situation, to review. He also stated that anyone that has any feedback on the events to contact him, City Council, or staff. Mayor Ibershof also commended

Councilmember Jeffrey Possinger for all of his work on the General Election and for putting himself out there in his election bid for State Representative of the 45th District.

2. Committee Reports:

Committee reports will be given at the second Council Meeting of each month.

3. Council:

a. Councilmember Heather Page thanked everyone for all of their extra effort and work during the flooding and road closures this week.

b. Councilmember Keith Breinholt reported that he attended the Suburban Cities Association PIC meeting yesterday. He announced that Mayor Ibershof has been named as an alternate on the Regional Transit Committee, and that will provide the City with some good representation. He also reported that the SCA is seeking input on what items should be addressed in the coming year. He distributed a form for Councilmember's to list out the issues they felt were of the most importance.

c. Councilmember Gérard Cattin, thanked the Police and the Fire Department for their response during the flood. He stated he was very impressed with the coordination, and that everything was under control and went smoothly. He also thanked the community for respecting the safety conditions. He commented that he hopes we don't have to experience this situation again, but if we do he has confidence that we have a plan in place and the plan is functional. Councilmember Cattin also reported he attended the Eastside Transportation Partnership meeting. A vote will be coming up again on the proposed tolling policy. He asked Council to confirm that they are still not in favor of supporting tolling. Council is not in favor of tolling.

d. Councilmember Jeffrey Possinger said he thinks it is sort of interesting that the day we had the flood was also Election Day. He commented that he is somewhat disappointed with what looks like the results of the election. He also stated that he was struck by Mayor Ibershof's comments earlier regarding running for a higher office. Councilmember Possinger reflected that instead of being in a fancy suit at a fancy party on Election Day, the fact that he was in rainy day gear, with a lot of other people in this town pulling together, reminds him there is a reason that we live in a small town. He stated is very proud to be a City Councilmember of Duvall and he is very proud of this town.

4. Staff:

a. Duvall/Carnation Police Chief Glenn Merryman and Fire District #45 Chief John Lambert gave an update on the events related to the flooding and road closures that occurred earlier in the week. Chief Merryman commented that we have come a long way since the floods in the 1990's. He said he was very proud of everyone involved. Not only did police and fire work well together, but also the city staff and public works department. There were even citizens that came offering their equipment, if needed. He reported that currently there are still some traffic issues to address. He also reported that

the police now have a remote traffic device to control the light at the intersection of the Woodinville-Duvall Road & SR203.

Duvall Fire Chief, John Lambert, explained that in any big event it is critical to have a central point of command. He commented that he felt the coordinated effort at the E.O.C. (Emergency Operations Center) worked really well. He said it was the first time the E.O.C. has been activated and that it was a good start and everyone learned a lot. Overall, it was a very positive event.

b. City Hall Administration/Planning: There was no report.

c. Public Works Department Superintendent, Mike Fisher, introduced himself. He had no report. Councilmember Gérard Cattin remarked that Mike Fisher and the Public Works Department did a great job during the flood. They were all over town responding to, and taking care of numerous situations. Mike Fisher deserves our respect and appreciation.

d. Finance Department, Dianne Nelson, reported that she has the preliminary receipts from the flood event and they total only \$1,400.00, which is very minimal. She also reported that King County Executive Ron Sims is proposing a measure to the King County Council to be passed on Monday, allowing individuals to drop off damaged goods from the flood at King County Transfer Stations, and they will waive all disposal fees.

VII. Public Hearing: 1st Public Hearing on the City of Duvall Proposed 2007 Budget.

7:28 p.m. The Public Hearing was opened.

There were no public comments.

7:28 p.m. The Public Hearing was closed.

Public Hearing: 2006 Comprehensive Plan Amendments.

Lara Thomas, Associate Planner, reviewed the 2006 Comprehensive Plan Amendments. Staff recommends that the City Council approve the 2006 Comprehensive Plan Amendments subject to the conditions as outlined in the staff report presented at the November 9, 2006, Council Meeting. Staff also recommends holding the public hearing open to the next City Council Meeting to be held on November 21, 2006.

Leslie Patterson, Camwest Development, Inc., gave a presentation on the proposed development for the south UGA.

Larry Hobbs, Traffiks Consulting Firm, explained the traffic calculations and determinations in estimating the traffic impacts.

8:14 p.m. The Public Hearing was opened.

Karen Swenson, Duvall Planning Commissioner, reviewed and explained further the Planning Commission's conditions and recommendations. She emphasized that the Planning Commission would like to be involved with the pre-annexation agreement because they have been so involved up to this point. The Planning Commission would also like the City Council to consider updating the transportation element in the future.

Mike Walsh, 28418 NE 149th Place, Duvall, spoke in support of the proposed change in land use. He feels that the new designation is much more conducive to positive growth in Duvall.

8:24 p.m. The Public Hearing will be kept open and continue to the next City of Duvall Council Meeting on November 21, 2006.

VIII. New Business:

1. (AB06-87) Ordinance #1041 Fixing the amount of the Annual Ad Valorem Property Tax Levy for the fiscal year 2007.

It was moved and seconded (Page-Gill) to adopt Ordinance #1041 Fixing the amount of the Annual Ad Valorem Property Tax Levy for the fiscal year 2007. Carried. (7 ayes).

IX. Executive Session: Potential Litigation – 15 minutes

8:25 p.m. The Council Chambers were cleared for a 15 minute Executive Session on Potential Litigation.

8:40 p.m. The executive Session was extended 5 minutes.

8:45 p.m. The Regular Council Meeting reconvened.

City Attorney, Bruce Disend, informed the Council that a matter has been brought to their attention regarding a claim received by the City of Duvall filed on behalf on David Olson and Kim Anderson with regard to damage allegedly caused by a Bio-Swale to their property in vicinity of NE 152nd Street and NE Stephens Street. The matter was investigated by the City's insurance carrier, the Cities Insurance Association of Washington, and at the conclusion of their investigation, they have determined that there was no wrong-doing by the City of Duvall. A legal representative for Olson/Anderson has requested the City Council formally take action in regard to their claim. Mr. Disend informed Council it would now be appropriate for them to take formal action by way of a motion.

X. New Business:

2. Motion denying the Olson/Anderson Claim.

It was moved and seconded (Possinger-Gill) that the City deny the Olson/Anderson claim. The motion carried. (7 ayes).

XI. Adjournment:

It was moved and seconded (Possinger-Gill) to adjourn the meeting. The meeting adjourned at 8:48 p.m.

Signed _____
Mayor Will Ibershof

Attest _____
Jodee Schwinn, City Clerk